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FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

28 FEB 1993

THE SECRETARY - ROOM 222

IN REPLY REFER TO:
7330-7/1700A3

RECEIVED

APR 12 1993

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Honorable Terry Everett
Member, House of Representatives
100 West Troy Street
Dothan, Alabama 36303

Dear Congressman Everett:

This is in reply to your letter of February 4, 1993, in which you inquired on behalf of your constituent, Robert A. Peluso, regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235, 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz.

Those rules have been in place for over 20 years. While they have been amended on numerous occasions since that time, they nonetheless embody regulatory concepts based on yesteryear's technology and, unless changed, will stifle the growth and development of private land mobile radio technology and services, which are used primarily by local governments, public safety entities, and businesses to enhance their productivity. The Commission issued the Notice, therefore, to solicit comment from all interested persons on a wide variety of proposals designed to increase channel capacity, to promote more efficient use of these channels, and to simplify the rules governing use of these channels.

The proposals in the Notice reflect to a large extent concepts and proposals submitted in the initial inquiry stages of this proceeding. None of the proposals set forth in the Notice, however, are engraved in stone. Indeed, the proposals represent our best judgment at this stage of the proceeding on steps that must be taken to improve the regulatory climate for users of the private land mobile radio spectrum below 512 MHz. To this end, some of the critical issues that must be resolved relate to channel spacing, the amount of

We are, of course, sensitive to the concerns of both users of private land mobile radio spectrum and R/C hobbyists. We will, therefore, take into careful consideration all their comments. Your constituent's concerns will be fully evaluated when we develop final rules in this proceeding. As indicated in the Notice, we remain convinced that without significant regulatory change in radio operations in the bands below 512 MHz, the quality of communications in the private land mobile radio services will continue to deteriorate to the point of endangering public safety and the national economy.

We want to thank you for your interest in this proceeding. Comments on the proposals set forth in the Notice are due May 28, 1993, and Reply Comments are due July 14, 1993. We expect final rules to be issued in 1994. We urge your constituent to file formal comments on all aspects of the proposals.

Sincerely,



Ralph A. Haller
Chief, Private Radio Bureau

Enclosures:
Notice
Order
Discussion paper

cc:
Chief, PRBureau
Chief, LM&M Divison
Docket Files, Room 222
P&P Branch File (Pink)

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Congress of the United States
House of Representatives
Washington, DC 20515-0102

February 4, 1993

PRB
92-235
512

Federal Communications Commission
Office of Congressional and Public Affairs
Mr. Alfred C. Sikes, Chairman
1919 M. Street, N. W.
Washington, D. C. 20554

RE: Robert A. Peluso
AA # 433860

Dear Mr. Sikes:

Enclosed is a copy of correspondence from the above named constituent. Would you look into this matter and reply to me at my Dothan office.

My address is 100 West Troy Street, Dothan, Alabama 36303. The telephone number is 205-794-9680. Thank you for your prompt attention to this matter.

Sincerely,

Terry Everett
Terry Everett

TE: ssh

ROBERT A. DELUSO

AT6 BOX 179B

DOTHAN, AL 36303-9241
ACADEMY OF MODEL AERONAUTICS
NUMBER 433860

1-28-93

CONGRESSMAN TERRY EVERETT,

I AM AN ACTIVE MODELER FOR OVER 30 YEARS. I'M VERY CONCERNED ABOUT PROPOSED RULES THAT ARE CURRENTLY UNDER CONSIDERATION BY THE FEDERAL COMMUNICATIONS COMMISSION (FCC) THE PROCEEDINGS IS PR DOCKET 92-275. IF ADOPTED THE NEW RULES WILL GREATLY REDUCE THE USABILITY OF FREQUENCIES CURRENTLY ASSIGNED FOR MODEL USE AND INCREASE THE RISK OF ACCIDENTS AND ATTENDANT LIABILITY FOR CONTROLLING MODEL AIRPLANES.

WHEN WE FLY OUR MODEL AIRPLANES UNDER RADIO CONTROL, WE GO TO GREAT LENGTHS TO ASSURE THE SAFETY OF THE OPERATORS & BYSTANDERS AND THE PROTECTION OF PROPERTY. MANY OF OUR SAFETY PRECAUTIONS INVOLVE THE CAREFUL COORDINATION AND USE OF THE RADIO CONTROL FREQUENCIES. IF THE NUMBER OF USEABLE FREQUENCIES IS DIMINISHED AS PROPOSED BY THE FCC, THE REMAINING FREQUENCIES WILL BECOME CONGESTED AND THE MARGIN OF SAFETY WILL BE GREATLY DECREASED.

PLEASE HELP ME CONTINUE THE SAFE ENJOYMENT OF MY PASTIME BY NOT ALLOWING THE FCC TO CARRY OUT ITS PROPOSALS FOR THE 72-76 MHZ BAND

SINCERELY,

Robert A. Deluso